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CENTRAL FAX CENTER**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE** MAR 14 2006

**Serial No.** : 10/766,989 **Confirmation No.** : 5015  
**Applicant(s)** : Noboru SHIMOYAMA  
**Filed** : January 28, 2004  
**Title** : INK JET PRINTING APPARATUS AND PRELIMINARY EJECTING METHOD

**Art Unit** : 2853  
**Examiner** : Jason S. UHLENHAK

**Docket No.** : 1232-5267  
**Customer No.** : 27123

**CERTIFICATE OF FACSIMILE TRANSMISSION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that the following item(s):

1. Amendment and Request for Reconsideration Under 37 C.F.R. § 1.111 (7 pp.).

is/are being transmitted pursuant to 37 C.F.R. § 1.8 by facsimile on the date indicated below to:

Examiner Jason S. UHLENHAK  
Group Art Unit 2853  
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Transmission Total: 8 pages (including this cover sheet).

Respectfully submitted,  
MORGAN & FINNEGAN, LLP

Date: March 14, 2006

By:

  
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**AMENDMENT AND REQUEST FOR RECONSIDERATION  
UNDER 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is being filed in response to the non-final Office Action dated December 16, 2005. Reconsideration of this application is respectfully requested in light of this paper, which is set forth as follows:

- **Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.
- **Remarks** begin on page 5 of this paper.